



Paper No. 11

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OFFICE OF PETITIONS

In re Application of
Lamar, et al.
Application No. 09/805,067
Filed: March 12, 2001
Attorney Docket No. 10029.02

DECISION ON PETITION

This is a decision on the petition filed March 20, 2002, pursuant to 37 CFR 1.137(b), to revive the above-identified application.

The petition is **GRANTED**.

The above-identified application became abandoned for failure to properly reply to the Notice to File Missing Parts of Nonprovisional Application, mailed April 20, 2001. This Notice set a period for reply of two months from the mail date of the Notice to submit an executed oath or declaration (and surcharge for its late filing) and substitute drawings. On October 19, 2001, petitioner submitted an executed declaration together with the surcharge for its late filing. However, as petitioner did not submit substitute drawings, the above-identified application became abandoned on October 21, 2001. A Notice of Incomplete Reply was mailed on January 9, 2002. The mailing of this decision precedes the mailing of a Notice of Abandonment.

With the instant petition, petitioner submitted substitute drawings, paid the petition fee, and made the proper statement of unintentional delay.

The application file is being forwarded to the Office of Initial Patent Examination for completion of pre-examination processing.

Telephone inquiries related to this decision should be directed to the undersigned at (703) 305-0272.

Cliff Congo
Cliff Congo
Petitions Attorney
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for Patent Examination Policy

¹ The declaration was timely because petitioner obtained a four month extension of time.